

(3) FUND.—The term “Fund” means the Renewable Energy Mitigation and Fish and Wildlife Fund established by section 3(d)(5)(A).

(4) MAP.—The term “map” means each of—  
(A) the map entitled “Dry Lake Valley Solar Development Zone” and dated May 25, 2010; and

(B) the map entitled “Delamar Valley Solar Development Zone” and dated May 25, 2010.

(5) SECRETARY.—The term “Secretary” means the Secretary of the Interior, acting through the Director of the Bureau of Land Management.

(6) STATE.—The term “State” means the State of Nevada.

### SEC. 3. DEVELOPMENT OF SOLAR PILOT PROJECT AREAS ON PUBLIC LAND IN LINCOLN COUNTY, NEVADA.

(a) DESIGNATION.—In accordance with sections 201 and 202 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1711, 1712) and subject to valid existing rights, the Secretary shall designate the Federal land as a solar pilot project area.

(b) APPLICABLE LAW.—The designation of the solar pilot project area under subsection (a) shall be subject to the requirements of—

- (1) this Act;
- (2) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and
- (3) any other applicable law (including regulations).

(c) SOLAR LEASE SALES.—

(1) IN GENERAL.—The Secretary shall conduct lease sales and issue leases for commercial solar energy development on the Federal land, in accordance with this subsection.

(2) DEADLINE FOR LEASE SALES.—Not later than 60 days after the date of enactment of this Act, the Secretary, after consulting with affected governments and other stakeholders, shall conduct lease sales for the Federal land.

(3) EASEMENTS, SPECIAL-USE PERMITS, AND RIGHTS-OF-WAY.—Except for the temporary placement and operation of testing or data collection devices, as the Secretary determines to be appropriate, and the rights-of-way granted under section 301(b)(1) of the Lincoln County Conservation, Recreation, and Development Act of 2004 (Public Law 108-424; 118 Stat. 2413) and BLM Case File N-78803, no new easements, special-use permits, or rights-of-way shall be allowed on the Federal land during the period beginning on the date of enactment of this Act and ending on the date of the issuance of a lease for the Federal land.

(4) DILIGENT DEVELOPMENT REQUIREMENTS.—In issuing a lease under this subsection, the Secretary shall include work requirements and mandatory milestones—

- (A) to ensure that diligent development is carried out under the lease; and
- (B) to reduce speculative behavior.

(5) LAND MANAGEMENT.—The Secretary shall—

(A) establish the duration of leases issued under this subsection;

(B) include provisions in the lease requiring the holder of a lease granted under this subsection—

(i) to furnish a reclamation bond or other form of security determined to be appropriate by the Secretary;

(ii) on completion of the activities authorized by the lease—

(I) to restore the Federal land that is subject to the lease to the condition in which the Federal land existed before the lease was granted; or

(II) to conduct mitigation activities if restoration of the land to the condition described in subclause (I) is impracticable; and

(iii) to comply with such other requirements as the Secretary considers necessary

to protect the interests of the public and the United States; and

(C)(i) establish best management practices to ensure the sound, efficient, and environmentally responsible development of solar resources on the Federal land in a manner that would avoid, minimize, and mitigate actual and anticipated impacts to habitat and ecosystem function resulting from the development; and

(ii) include provisions in the lease requiring renewable energy operators to comply with the practices established under clause (i).

(d) ROYALTIES.—

(1) IN GENERAL.—The Secretary shall establish royalties, fees, rentals, bonuses, and any other payments the Secretary determines to be appropriate to ensure a fair return to the United States for any lease issued under this section.

(2) RATE.—Any lease issued under this section shall require the payment of a royalty established by the Secretary by regulation in an amount that is equal to a percentage of the gross proceeds from the sale of electricity at a rate that—

- (A) encourages production of solar energy;
- (B) ensures a fair return to the public comparable to the return that would be obtained on State and private land; and

(C) encourages the maximum energy generation practicable using the least amount of land and other natural resources, including water.

(3) ROYALTY RELIEF.—To promote the maximum generation of renewable energy, the Secretary may provide that no royalty or a reduced royalty is required under a lease for a period not to exceed 5 years beginning on the date on which generation is initially commenced on the Federal land subject to the lease.

(4) DISPOSITION OF PROCEEDS.—

(A) IN GENERAL.—Of the amounts collected as royalties, fees, rentals, bonuses, or other payments under a lease issued under this section—

(i) 25 percent shall be paid by the Secretary of the Treasury to the State within the boundaries of which the income is derived;

(ii) 25 percent shall be paid by the Secretary of the Treasury to the 1 or more counties within the boundaries of which the income is derived;

(iii) 15 percent shall—

(I) for the period beginning on the date of enactment of this Act and ending on the date specified in subclause (II), be deposited in the Treasury of the United States to help facilitate the processing of renewable energy permits by the Bureau of Land Management in the State, subject to subparagraph (B)(i)(I); and

(II) beginning on the date that is 10 years after the date of enactment of this Act, be deposited in the Fund; and

(iv) 35 percent shall be deposited in the Fund.

(B) LIMITATIONS.—

(i) RENEWABLE ENERGY PERMITS.—For purposes of subclause (I) of subparagraph (A)(iii)—

(I) not more than \$10,000,000 shall be deposited in the Treasury at any 1 time under that subclause; and

(II) the following shall be deposited in the Fund:

(aa) Any amounts collected under that subclause that are not obligated by the date specified in subparagraph (A)(iii)(II).

(bb) Any amounts that exceed the \$10,000,000 deposit limit under subclause (I).

(ii) FUND.—Any amounts deposited in the Fund under clause (i)(II) or subparagraph (A)(iii)(II) shall be in addition to amounts deposited in the Fund under subparagraph (A)(iv).

(5) RENEWABLE ENERGY MITIGATION AND FISH AND WILDLIFE FUND.—

(A) ESTABLISHMENT.—There is established in the Treasury of the United States a fund, to be known as the “Renewable Energy Mitigation and Fish and Wildlife Fund”, to be administered by the Secretary, for use in the State.

(B) USE OF FUNDS.—Amounts in the Fund shall be available to the Secretary, who may make the amounts available to the State or other interested parties for the purposes of—

(i) mitigating impacts of renewable energy on public land, with priority given to land affected by the solar development zones designated under this Act, including—

(I) protecting wildlife corridors and other sensitive land; and

(II) fish and wildlife habitat restoration; and

(ii) carrying out activities authorized under the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-4 et seq.) in the State.

(C) AVAILABILITY OF AMOUNTS.—Amounts in the Fund shall be available for expenditure, in accordance with this paragraph, without further appropriation, and without fiscal year limitation.

(D) INVESTMENT OF FUND.—

(i) IN GENERAL.—Any amounts deposited in the Fund shall earn interest in an amount determined by the Secretary of the Treasury on the basis of the current average market yield on outstanding marketable obligations of the United States of comparable maturities.

(ii) USE.—Any interest earned under clause (i) may be expended in accordance with this paragraph.

(e) PRIORITY DEVELOPMENT.—

(1) IN GENERAL.—Within the County, the Secretary shall give highest priority consideration to implementation of the solar lease sales provided for under this Act.

(2) EVALUATION.—The Secretary shall evaluate other solar development proposals in the County not provided for under this Act in consultation with the State, County, and other interested stakeholders.

## SUBMITTED RESOLUTIONS

### SENATE RESOLUTION 549—CONGRATULATING THE CHICAGO BLACKHAWKS ON WINNING THE 2010 STANLEY CUP

Mr. DURBIN (for himself and Mr. BURRIS) submitted the following resolution; which was referred to the Committee on the Judiciary:

S. RES. 549

Whereas, on June 9, 2010, the Chicago Blackhawks hockey team won the Stanley Cup;

Whereas the 2010 Stanley Cup win is the first Stanley Cup win for the Blackhawks since 1961, when John F. Kennedy was president and the Peace Corps was first established;

Whereas the Blackhawks joined the National Hockey League in 1926 and have a rich history in the League;

Whereas the Blackhawks were 1 of the original 6 teams in the National Hockey League;

Whereas, during a very difficult period for the National Hockey League, the Blackhawks remained a strong and competitive team, winning the Stanley Cup in 1934, 1938, and 1961;

Whereas the Stanley Cup championship appearance in 2010 is the first for the Blackhawks since 1992;

Whereas the Blackhawks posted a regular season record of 52-22-8, and the team dominated opponents during the playoffs, with 12 wins and only 4 losses, including a sweep of the number 1-seeded San Jose Sharks to win the Western Conference championship and advance to the Stanley Cup finals;

Whereas General Manager Stan Bowman, Head Coach Joel Quenneville, President John F. McDonough, and owner Rocky Wirtz have put together and led a great organization;

Whereas several Blackhawks players competed in the Olympic games and faithfully returned to the Blackhawks to help secure a championship, including—

(1) Patrick Kane, who played for the United States;

(2) Jonathan Toews, Brent Seabrook, and Duncan Keith, who played for Canada; and

(3) Tomas Kopecky and Marian Hossa, who played for Slovakia;

Whereas all 34 active players, whose shared goal was to end the 49-year championship drought, collectively contributed to a victorious season, including Kyle Beach, Bryan Bickell, Dave Bolland, Nick Boynton, Troy Brouwer, Adam Burish, Dustin Byfuglien, Brian Campbell, Brian Connelly, Corey Crawford, Jassen Cullimore, Jake Dowell, Ben Eager, Colin Fraser, Jordan Hendry, Niklas Hjalmarsson, Marian Hossa, Cristobal Huet, Kim Johnsson, Patrick Kane, Duncan Keith, Tomas Kopecky, Andrew Ladd, Shawn Lalonde, John Madden, Antti Niemi, Danny Richmond, Brent Seabrook, Patrick Sharp, Jack Skille, Brent Sopel, Jonathan Toews, Hannu Toivonen, and Kris Versteeg;

Whereas the 2010 Blackhawks players follow in the giant footsteps of the great players in Blackhawk history who have had their numbers retired, including Glenn Hall (#1), Keith Magnuson (#3), Pierre Pilote (#3), Bobby Hull (#9), Denis Savard (#18), Stan Mikita (#21), and Tony Esposito (#35);

Whereas the city of Chicago welcomes the first championship in the city in 5 years with open arms;

Whereas a new generation of young fans in Chicago and around the State of Illinois are discovering the joy of championship hockey; and

Whereas the Nashville Predators, Vancouver Canucks, San Jose Sharks, and the Philadelphia Flyers proved to be worthy and honorable adversaries and also deserve recognition: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the Chicago Blackhawks on winning the 2010 Stanley Cup;

(2) commends the fans, players, and management of the Philadelphia Flyers for allowing the Chicago Blackhawks and the many supporters of the Chicago Blackhawks to celebrate the first Stanley Cup win for the team in 49 years at the Wachovia Center, the arena of the Philadelphia Flyers; and

(3) respectfully directs the Enrolling Clerk of the Senate to transmit an enrolled copy of this resolution to—

(A) the 2010 Chicago Blackhawks hockey organization; and

(B) the Blackhawks owner Rocky Wirtz.

Mr. DURBIN. Mr. President, Chicago has its cold days, and icy sidewalks in the winter. But this year's winter proved to be the right opportunity for the perfect conditions for Illinois' most recently acclaimed sons and daughters, the Chicago Blackhawks hockey team, which won the Stanley Cup last night in Philadelphia.

The city of Chicago and State of Illinois have some of the best sports fans in America, particularly when it comes to hockey. Last night the fans received their reward as they watched Towes,

the youngest captain in the National Hockey League at age 22, hoist the Stanley Cup over his head as the team ended a 49-year drought and again became the National Hockey League champions; 49 years, and now champions again.

It gives us Cubs fans hope. The fight song of the team begins, "Here come the hawks, the mighty Blackhawks." The team lived up to that song last night as they defeated the Philadelphia Flyers and in a hard-fought game in overtime in the sixth game of the series. An amazing end to a great season. Just over 4 minutes and 6 seconds into the overtime, 2010 Olympian Patrick Kane scored with an amazing shot you have to see to believe. His efforts were matched by goals from teammates Dustin Byfuglien, Patrick Sharp, Andrew Ladd, and 21 saves by the fabulous goal tender Antti Niemi.

The last time the Blackhawks won the Stanley Cup was 1961. John Kennedy was President. They also won that cup in six games with the assistance of hockey legends Bobby Hull, Stan Mikita, and Murray Balfour. Who can forget those legendary players?

This is the fourth Stanley Cup win for a team with a rich hockey history that began in 1926. Today we celebrate the players who will be tomorrow's legends. This achievement was not achieved without the hard work and determination on the part of the team, the front office, and those incredible players.

I congratulate their coach, Joel Quenneville, on his unbelievable 2-year run in leading the team to victory; also to team president John McDonough who brought new life to the Chicago Blackhawks, and the city of Chicago, and owner Rocky Wirtz, maybe the only major sports owner in America who is cheered wildly whenever his name is mentioned at a game. He assembled a strong office team that developed the Blackhawks into champions. This victory was the result of the exceptional gamesmanship of all of the players and all of the work from the staff and the assistance and encouragement from owners and fans.

I congratulate all of them for this remarkable achievement. I am proud to have the Blackhawks in my State of Illinois. Illinois sports fans have developed patience when it comes to their teams, and truly great things can come to those who wait.

With two Illinois teams earning national championships in 5 years—that is the Chicago White Sox and the Chicago Blackhawks—our fans can celebrate the recent triumphs and hope for many years to come.

Now I have a resolution that I have sent to the desk. It is working its way through the Senate, and we are hopeful that before the end of this session, with the bipartisan cooperation of cheering for these new Stanley Cup champions, we will be able to enact this resolution and send it off so tomorrow's victory parade and rally will be complete. I

know they are waiting anxiously for the receipt of the Senate resolution. So I hope we can get this done this evening.

Mr. BURRIS. Last night, and well into this morning, the sounds of celebration rang through the streets of Chicago.

Throughout the city, a proud anthem was sung, an anthem which begins:

Here come the Hawks—the mighty Blackhawks.

Many consider the Stanley Cup to be the most difficult trophy to win in all of professional sports.

But last night, thanks to an extraordinary Blackhawks team, the historic Stanley Cup has returned to Chicago for the first time in nearly half a century.

This incredible season caps an impressive renaissance for one of the National Hockey League's oldest and most storied franchises.

When Rocky Wirtz took the helm of this organization following the loss of his father, longtime Blackhawks owner Bill Wirtz, he moved aggressively to restore his team to excellence.

He reached out to the Chicago community, which comprises some of the greatest sports fans in the world.

He brought fresh talent to the team's roster and coaching staff, and partnered with Chicago institutions like WGN-TV to bring hockey to a wider audience.

As a result, he was able to catch lightning in a bottle, and set his team on the path to a truly historic season.

From the very beginning of this year, every Hawks fan could tell that this team showed some real promise.

Time and again, they battled adversity and overcame it.

Time and again they were tested, but in each successive game, they laced up their skates and took to the ice with growing confidence and a fiery will to win.

Finally, after a dominant regular season and an outstanding showing against playoff opponents, only the Philadelphia Flyers stood between them and their first national title in 49 years.

There is no question that both of these teams deserved to be in contention for the Stanley Cup.

There is little doubt that these fine athletes, from Philadelphia and Chicago, are among the very best in the sport of hockey.

So it was no surprise that this year's Stanley Cup Finals proved to be an exciting and hard-fought series of games.

I congratulate the Flyers and their fans on an outstanding season, and I applaud their sportsmanship throughout the year. They played with grit and determination, right up to the very last moment.

But in the end, there can be only one champion.

And last night, in a thrilling overtime performance that brought the city of Philadelphia to a standstill and the City of Chicago to its feet, the

Blackhawks indisputably won the Stanley Cup.

That is why I am proud to join my good friend Senator DURBIN to introduce a Senate Resolution in honor of this team.

And I ask my colleagues to join with us in celebrating this remarkable achievement.

I congratulate the owners, the entire coaching staff, and every member of the Blackhawks organization.

And I applaud each and every athlete who took part in this incredible victory.

Their names are etched forever into Chicago sports history, just as they will soon be etched into the Stanley Cup Trophy itself.

Finally, I would like to congratulate the people of Chicago, and Blackhawks fans all over the country, who have kept the faith for 49 years, never doubting that greatness would one day return to their hockey team.

I got married in 1961. That is the last time they won the Stanley cup.

Their day has finally come, and this championship belongs to them.

I am proud to join them in celebration, and I am eager to see the Stanley Cup on display back home in Chicago, right where it belongs.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. BROWN of Massachusetts. I certainly want to offer my congratulations to the city of Chicago. Being from Massachusetts, having the World Champion Red Sox, Celtics, New England Patriots, Bruins, New England Revolution, I can certainly appreciate the victory that was brought to the city of Chicago. Certainly when the President has them to the White House, I am hoping he will offer the same courtesy to the NCAA Champion Boston College mens' hockey team as well.

#### SENATE RESOLUTION 550—DESIGNATING THE WEEK BEGINNING ON JUNE 14, 2010, AND ENDING ON JUNE 18, 2010, AS "NATIONAL HEALTH INFORMATION TECHNOLOGY WEEK" TO RECOGNIZE THE VALUE OF HEALTH INFORMATION TECHNOLOGY TO IMPROVING HEALTH QUALITY

Ms. STABENOW (for herself and Ms. SNOWE) submitted the following resolution; which was considered and agreed to:

S. RES. 550

Whereas the Healthcare Information and Management Systems Society has collaborated with more than 5 dozen healthcare organizations for almost 50 years to transform health care by improving information technology and management systems;

Whereas the Center for Information Technology Leadership estimates that the implementation of national standards for interoperability and the exchange of health information would save the United States approximately \$77,000,000,000 in expenses relating to health care each year;

Whereas health care information technology and management systems have been

recognized as essential tools for improving the quality and cost efficiency of the health care system;

Whereas Congress has made a commitment to leveraging the benefits of the health care information technology and management systems, including through the adoption of electronic medical records that will help to reduce costs and improve quality while ensuring privacy of patients and codification of the Office of the National Coordinator for Health Information Technology;

Whereas Congress has emphasized improving the quality and safety of delivery of health care in the United States; and

Whereas since 2006, organizations across the United States have united to support National Health Information Technology Week to improve public awareness of the benefits of improved quality and cost efficiency of the health care system that the implementation of health information technology could achieve: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the week beginning on June 14, 2010, and ending on June 18, 2010, as "National Health Information Technology Week";

(2) recognizes the value of information technology and management systems in transforming health care for the people of the United States; and

(3) calls on all interested parties to promote the use of information technology and management systems to transform the health care system in the United States.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 4334. Mr. ISAKSON (for himself, Mr. DODD, and Mr. REID) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table.

SA 4335. Mr. NELSON of Florida (for himself, Ms. LANDRIEU, Mr. LEMIEUX, Mr. VITTER, Mr. SHELBY, Mr. WICKER, Mr. COCHRAN, and Mr. SCHUMER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4336. Mr. GRASSLEY (for himself, Mr. ROBERTS, Mr. CRAPO, Mr. NELSON of Nebraska, Mr. HATCH, and Mr. BROWNBACK) submitted an amendment intended to be proposed by him to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4337. Ms. KLOBUCHAR (for herself and Mr. DORGAN) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4338. Mr. WICKER (for himself, Ms. LANDRIEU, Mr. COCHRAN, and Mr. VITTER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4339. Mr. DORGAN (for Mr. ROCKEFELLER) proposed an amendment to the bill H.R. 3360, to amend title 46, United States Code, to establish requirements to ensure the security and safety of passengers and crew on cruise vessels, and for other purposes.

SA 4340. Mr. LEVIN (for himself, Mr. KAUFMAN, Mr. NELSON of Florida, Mrs. SHAHEEN, Mrs. McCASKILL, Mr. WHITEHOUSE, and Mr. REED) submitted an amendment intended to be proposed by him to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for

other purposes; which was ordered to lie on the table.

SA 4341. Mr. DORGAN submitted an amendment intended to be proposed by him to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4342. Ms. SNOWE (for herself, Mr. ENZI, and Mr. ENSIGN) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 4334.** Mr. ISAKSON (for himself, Mr. DODD, and Mr. REID) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle B of title II, insert the following:

##### **SEC. —. FIRST-TIME HOMEBUYER CREDIT.**

(a) IN GENERAL.—Paragraph (2) of section 36(h) is amended by striking "paragraph (1) shall be applied by substituting 'July 1, 2010'" and inserting "and who purchases such residence before October 1, 2010, paragraph (1) shall be applied by substituting 'October 1, 2010'".

(b) CONFORMING AMENDMENT.—Subparagraph (B) of section 36(h)(3) is amended by inserting "and for 'October 1, 2010'" after "for 'July 1, 2010'".

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to residences purchased after June 30, 2010.

**SA 4335.** Mr. NELSON of Florida (for himself, Ms. LANDRIEU, Mr. LEMIEUX, Mr. VITTER, Mr. SHELBY, Mr. WICKER, Mr. COCHRAN, and Mr. SCHUMER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VI, add the following:

##### **SEC. —. 5-YEAR NET OPERATING LOSS CARRYBACK FOR CERTAIN OIL SPILL-RELATED LOSSES.**

(a) EXTENSION OF NET OPERATING LOSS CARRYBACK PERIOD.—Paragraph (1) of section 172(b) of the Internal Revenue Code of 1986 is amended by adding at the end the following new subparagraph:

"(K) CERTAIN OIL SPILL-RELATED LOSSES.—In the case of a taxpayer which has a qualified oil spill loss (as defined in subsection (k)) for a taxable year, such qualified oil spill loss shall be a net operating loss carryback to each of the 5 taxable years preceding the taxable year of such loss."

(b) QUALIFIED OIL SPILL LOSS.—Section 172 of the Internal Revenue Code of 1986 is amended by redesignating subsection (k) as subsection (l) and by inserting after subsection (j) the following new subsection:

"(k) RULES RELATING TO QUALIFIED OIL SPILL LOSSES.—For purposes of this section—

"(1) QUALIFIED OIL SPILL LOSSES.—

"(A) IN GENERAL.—Except as otherwise provided in this paragraph, the term 'qualified oil spill loss' means the lesser of—

"(i) the excess of—